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10 Attorneys for Defendant
11 Randy W. Goldberg

12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN JOSE DIVISION

15 UNITED STATES OF AMERICA,
16 Plaintiffs,
17 v.
18 RANDY W. GOLDBERG,
19 Defendants.

CR-07-00788-JF-7

The Hon. Judge Jeremy Fogel

EX PARTE APPLICATION FOR
WAIVER OF DEFENDANT'S
PERSONAL APPEARANCE

20
21 The Defendant, Randy W. Goldberg, by and through his attorney, Steven E.
22 Chaykin (*pro hac vice*), hereby applies to this Court for an Order under F.R.Cr.P.
23 43(c) waiving his personal appearance at the status hearing on April 2, 2008. Please
24 find a proposed Order attached.
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27
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Respectfully submitted,

AKERMAN SENTERFITT

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By: s/Steven E. Chaykin (pro hac vice)

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PROOF OF SERVICE BY E-MAIL OR ELECTRONIC TRANSMISSION

STATE OF FLORIDA, COUNTY OF MIAMI-DADE

I am employed in the County of Miami-Dade, State of Florida; I am over the age of 18 years and not a party to this action. My business address is One S.E. 3rd Avenue, 25th Floor, Miami, Florida 33131-1714.

On March 26, 2008, I served the following document described as:

***EX PARTE* APPLICATION FOR WAIVER OF PERSONAL APPEARANCE**

Based on a court order or an agreement of the parties to accept service by e-mail or electronic transmission, I caused the documents to be sent to the persons at the e-mail addresses (or fax numbers, if email not provided) listed below:

Jeffrey David Nedrow, Esq., USAO Lead Attorney for Plaintiff jeff.nedrow@usdoj.gov	Edwin Ken Prather, Esq. Lead Attorney for Asaf Nass, Defendant eprather@clarencedyer.com
Garrick Sherman Lew, Esq. Lead Attorney for Limor Gefen gsl@defendergroup.com	Ronald Gainor, Esq. Lead Attorney/ <i>Pro Hac Vice</i> for Brandi C. Aycock gains_2000@hotmail.com
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Michael D. Orenstein, Esq. Lead Attorney to Matthew D. Sandomir Phone: 954-963-0100; 954-963-2227	Hugh Anthony Levine, Esq. Lead Attorney to Stuart H. Sheinfeld halesq@ix.netcom.com
Michael J. Sacks, Esq. Lead Attorney to Carol Haeussler Phone: 954-575-8691; Fax: 954-575-8041	Lara Suzanne Vinnard, Esq. Federal Public Defender Lead Attorney to Christopher A. Sariol lara_vinnard@fd.org
Vicki H. Young, Esq. Lead Attorney to Eduardo A. Subirats vickihyoung@yahoo.com	

I did not receive, within a reasonable time after the transmission, any electronic message or other indication that the transmission was unsuccessful.

- 1 ☐ (State) I declare under penalty of perjury under the laws of the State of
2 California that the above is true and correct.
- 3 ☒ (Federal) I am a member of the Bar for the State of Florida and admitted
4 *Pro Hac Vice* in the Northern District of California. I declare
5 under penalty of perjury under the laws of the United States of
6 America that the above is true and correct.

7 Executed on March 26, 2008, in Miami-Dade County, Florida.

8
9
10 s/ Steven E. Chaykin (Pro Hac Vice)